REMARKS

Claims 1-16 and 30-32 are pending in this application. No further amendments to the

claims are made herein.

The Office Action indicates that the claims are rejected solely on the basis that the

parent patent, US 5, 788,178 is expired. Applicants respectfully submit that the Office has

granted applicants Petition to Accept Late Payment of Maintenance Fees, see April 9, 2007

Decision granting the Petition.

In the interest of complete disclosure with the Office in this case, Applicants point out

that it does not appear that the Decision addressed Applicants request to accept payment of the

second maintenance fee, which became payable during the pendency of the Petition.

Applicants have contacted the petitions branch and it appears to have been an oversight. A

Communication has been forwarded to the attorney in charge of the Petition, Cliff Congo.

requesting that the second maintenance fee be accepted as requested in the Request for

Reconsideration of the original Petition.

The Commissioner is hereby authorized to charge any fee or underpayment thereof or

credit any overpayment to deposit account no. 50-1275.

Early reconsideration and allowance of all pending claims is respectfully requested. The

examiner is requested to contact the undersigned attorney if an interview, telephonic or

personal, would facilitate allowance of the claims.

Respectfully submitted. Pepper Hamilton LLP /Michael A. Patané/

Date: August 13, 2007

3000 Two Logan Square

Eighteenth and Arch Streets Philadelphia, PA 19103-2799

215 981 4997

by: Michael A. Patané Reg. No. 42, 982

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Application No.: 09/436,387 Docket No.: RBAR0001-101 August 13, 2007 Response to

March 13, 2007 Action